



Express Mail No.: EL 451 598 500 US

13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Richman *et al.*

Application No.: 10/077,027

Group Art Unit: 1645

Filed: February 15, 2002

Examiner: Not yet assigned

For: COMPOSITIONS AND METHODS
FOR EVALUATING VIRAL
RECEPTOR/CO-RECEPTOR USAGE
AND INHIBITORS OF VIRUS ENTRY
USING RECOMBINANT VIRUS
ASSAYS

Attorney Docket No.: 11068-008-999

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to the Notice to File Missing Parts of NonProvisional Application Under 37 C.F.R. §1.53(b), mailed April 15, 2002, in connection with the above-identified application, Applicants submit the following documents:

- 1) Declaration for Patent Application (two);
- 2) Submission of Formal drawings and Formal drawings, 14 sheets, 10 figures;
- 3) Petition to Extend Time for 4 months; and
- 4) Return copy of Notice to file Missing Parts of Application - Filing Date Granted.

Applicants are also concurrently submitting an Assignment and Recordation Form Cover Sheet.

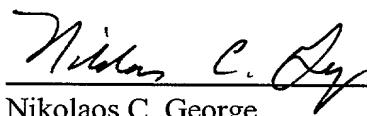
The U.S. Patent and Trademark Office is hereby authorized to charge the following fees to Pennie & Edmonds LLP Deposit Account No. 16-1150:

1) Surcharge Fee for filing declaration \$ 65.00

The Commissioner is hereby authorized to charge any additional fees associated with this paper communication or credit any overpayment to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date September 25, 2002


Nikolaos C. George 39,201
(Reg. No.)
PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090

Enclosure



mm 9-26-02

UNITED STATES PATENT AND TRADEMARK OFFICE

S

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/077,027 | 02/15/2002 | Douglas Richman | 11068-008-999 |

24341
Pennie & Edmonds, LLP
3300 Hillview Avenue
Palo Alto, CA 94304

CONFIRMATION NO. 2397

FORMALITIES LETTER



OC000000007867219

Date Mailed: 04/15/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

*A copy of this notice **MUST** be returned with the reply.*

09/27/2002 MBERHE 00000042 161150 10077027

01 FC:205 65.00 CH

Mia
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



Express Mail No.: EL 451 598 500 US

74

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Richman *et al.*

Serial No.: 10/077,027

Group Art Unit: 1645

Filed: February 15, 2002

Examiner: Not yet assigned

For: COMPOSITIONS AND METHODS FOR Attorney Docket No.: 11068-008-999
EVALUATING VIRAL RECEPTOR/CO-
RECEPTOR USAGE AND INHIBITORS
OF VIRUS ENTRY USING
RECOMBINANT VIRUS ASSAYS

SUBMISSION OF FORMAL DRAWINGS

Attn: Official Draftsperson
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants submit herewith fourteen (14) sheets of formal drawings comprising Figures 1 through 10. Please replace the originally filed drawings with the formal drawings enclosed herewith.

Informal Figures 4A, 4B, 5A and 5B filed with the Application were photocopied in black-and-white from color figures. Formal Figures 4A, 4B, 5A and 5B have been changed only to clarify information that may not have been clear in the black-and-white copy of color figures. No new matter has been added to Figures 4A, 4B, 5A or 5B.

Informal Figure 8 filed with the Application was a poor photocopy of the original data in which some of the graphs were not completely visible. Formal Figure 8 is a clearer version of informal Figure 8. No new matter has been added to Figure 8.

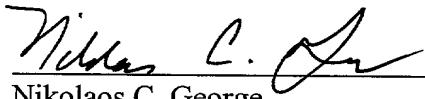
As a result of a clerical error, two copies of informal Figure 3B were filed with the Application instead of one copy each of Figure 3A and 3B. The formal drawings submitted herewith contain one copy each of Figure 3A and 3B. Applicants submit that this does not constitute new matter because the parent application, Application Serial Number 09/874,475, filed June 4, 2001, which was incorporated by reference in its entirety, contains both Figures 3A and 3B.

Formal Figures 1, 2, 6, 7, 9 and 10 have been modified from the corresponding informal figures filed with the Application only to the extent required to meet the PTO's guidelines for formal drawings. No new matter has been added to Figures 1, 2, 6, 7, 9 or 10.

If any fees associated with the submission of the formal drawings are due, please charge such fees to Pennie & Edmonds LLP deposit account number 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Dated: September 25, 2002


Nikolaos C. George 39,201
(Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090

Enclosures